

# United States District Court

FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

**UNDERSEAL**

UNITED STATES OF AMERICA,

V.

**CR19**

**CRB  
0690**

DIDIER ORDONEZ-MIRANDA,

DEFENDANT(S).

## INDICTMENT

21 U.S.C. § 841(a)(1) and (b)(1)(C) – Possession with Intent to Distribute Fentanyl;

21 U.S.C. § 841(a)(1) and (b)(1)(C) – Possession with Intent to Distribute Heroin;

21 U.S.C. § 853 – Forfeiture Allegation

A true bill.

Foreman

Filed in open court this 12 day of DEC 2019

Clerk

**NO BAIL WARRANT**

THOMAS S. HIXSON  
UNITED STATES MAGISTRATE JUDGE

Bail, \$ \_\_\_\_\_

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**
 BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT  
☐ SUPERSEDING
**OFFENSE CHARGED**

21 U.S.C. 841(a)(1), 841(b)(1)(C) - Possession with intent to distribute controlled substances (2 counts)

- ☐
- Petty
- 
- ☐
- Minor
- 
- ☐
- Misdemeanor
- 
- ☒
- Felony

 PENALTY: Max. Imprisonment: 20 years;  
 Fine: \$1,000,000;  
 Supervised Release: life (with minimum of 3 years)  
 Special Assessment: \$100 per count;  
 Forfeiture


Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

**FILED**

DEFENDANT - U.S.

**DEC 12 2019**

Didier ORDONEZ-MIRANDA

 SUSAN Y. SOONG  
 CLERK, U.S. DISTRICT COURT  
 NORTH DISTRICT OF CALIFORNIA

DISTRICT COURT NUMBER

**CR19****0690****CRB****DEFENDANT****IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

- 1)
- ☒
- If not detained give date any prior summons was served on above charges

- 2)
- ☐
- Is a Fugitive

- 3)
- ☐
- Is on Bail or Release from (show District)

**IS IN CUSTODY**

- 4)
- ☐
- On this charge

- 5)
- ☐
- On another conviction

☐ Federal ☐ State

- 6)
- ☐
- Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

 Has detainer been filed? ☐ Yes ☐ No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency &amp; Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted
**PROCEEDING**

Name of Complainant Agency, or Person (&amp; Title, if any)

DEA

- ☐
- person is awaiting trial in another Federal or State Court, give name of court

- ☐
- this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

- ☐
- this is a reprosecution of charges previously dismissed which were dismissed on motion of:

SHOW DOCKET NO.

☐ U.S. ATTORNEY ☐ DEFENSE

- ☐
- this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

- ☐
- prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person

Furnishing Information on this form David L. Anderson

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned)

Lina Peng

**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**
☐ SUMMONS ☐ NO PROCESS\* ☒ WARRANT

Bail Amount: No Bail

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

\* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: Before Judge:

Comments:

**UNDERSEAL**

DAVID L. ANDERSON (CABN 149604)  
United States Attorney

**FILED**

**DEC 12 2019**

SUSAN Y. SOONG  
CLERK, U.S. DISTRICT COURT  
NORTH DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

**CRB**

UNITED STATES OF AMERICA,

Plaintiff,

v.

DIDIER ORDONEZ-MIRANDA,

Defendant.

CASE NO.

VIOLATIONS:

21 U.S.C. § 841(a)(1) and (b)(1)(C) – Possession with  
Intent to Distribute Fentanyl; 21 U.S.C. § 841(a)(1)  
and (b)(1)(C) – Possession with Intent to Distribute  
Heroin;  
21 U.S.C. § 853 – Forfeiture Allegation

**CR19**

**0690**

INDICTMENT

The Grand Jury charges:

COUNT ONE: (21 U.S.C. § 841(a)(1) and (b)(1)(C) – Possession with Intent to Distribute Fentanyl)

On or about November 26, 2019, in the Northern District of California, the defendant,

DIDIER ORDONEZ-MIRANDA,

did knowingly and intentionally distribute a mixture and substance containing a detectable amount of N-phenyl-N[1-(2-phenylethyl)-4-piperidinyl] Propanamide, commonly known as fentanyl, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1) and (b)(1)(C).

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INDICTMENT

1 COUNT TWO: (21 U.S.C. § 841(a)(1) and (b)(1)(C) – Possession with Intent to Distribute  
2 Heroin)

3 DIDIER ORDONEZ-MIRANDA

4 did knowingly and intentionally possess with intent to distribute a mixture and substance containing a  
5 detectable amount of heroin, a Schedule I controlled substance, in violation of Title 21, United States  
6 Code, Section 841(a)(1) and (b)(1)(C).

7 FORFEITURE ALLEGATION: (21 U.S.C. § 853(a))

8 The allegations contained above are hereby re-alleged and incorporated by reference for the  
9 purpose of alleging forfeiture pursuant to Title 21, United States Code, Section 853(a).

10 Upon conviction of any of the offenses alleged in Counts One through Two above, the  
11 defendant,

12 DIDIER ORDONEZ-MIRANDA,

13 shall forfeit to the United States all right, title, and interest in any property constituting and derived from  
14 any proceeds defendants obtained, directly or indirectly, as a result of such violations, and any property  
15 used, or intended to be used, in any manner or part, to commit or to facilitate the commission of such  
16 violations, including but not limited to a forfeiture money judgment.

17 If any of the property described above, as a result of any act or omission of the defendants:

- 18 a. cannot be located upon exercise of due diligence;  
19 b. has been transferred or sold to, or deposited with, a third party;  
20 c. has been placed beyond the jurisdiction of the court;  
21 d. has been substantially diminished in value; or  
22 e. has been commingled with other property which cannot be divided without  
23 difficulty,

24 the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21,  
25 United States Code, Section 853(p). All pursuant to Title 21, United States Code, Section 853, and

26 //

27 //

28 //

1 Federal Rule of Criminal Procedure 32.2.

2  
3 DATED: 12 Dec 2019

A TRUE BILL.



FOREPERSON  
San Francisco

7  
8 DAVID L. ANDERSON  
United States Attorney

9  
10   
11 LINA PENG  
Assistant United States Attorney



**UNDER SEAL****FILED****DEC 12 2019****UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**SUSAN Y. SOONG  
CLERK, U.S. DISTRICT COURT  
NORTH DISTRICT OF CALIFORNIA**CRIMINAL COVER SHEET**

**Instructions:** Effective November 1, 2016, this Criminal Cover Sheet must be completed and submitted, along with the Defendant Information Form, for each new criminal case.

**CR19****0690**

CASE NAME:

CASE NUMBER:

USA v. DIDIER ORDONEZ-MIRANDA

CR

**CRB**

Is This Case Under Seal?

Yes ☒ No

Total Number of Defendants:

1 ☒ 2-7 8 or moreDoes this case involve ONLY charges  
under 8 U.S.C. § 1325 and/or 1326?Yes No ☒

Venue (Per Crim. L.R. 18-1):

SF ☒ OAK SJ

Is this a potential high-cost case?

Yes No ☒Is any defendant charged with  
a death-penalty-eligible crime?Yes No ☒

Is this a RICO Act gang case?

Yes No ☒Assigned AUSA  
(Lead Attorney): LINA PENG

Date Submitted: 12/12/19

Comments: